IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 18517 of 2004

Between:

Syed Mujahed Shah Quadri S/o Mahaboob Shah,aged 54 years,
H.No.10-75, Road No.4, Vengalra Rao nagar, Sathupally,

Khammam district.

..... PETITIONER

AND

1 The Regional Manager, APSRTC Khamman Region, Khammam District.
2 The Depot Manager, APSRTC,
Sathupally, Bus Depot, Khamman District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order, direction or writ more particularly one in the nature of Writ of Mandamus declaring the action of the respondents in not giving the Special Grade/Stagnation Increment to the petitioner with effect from his completion of 12 years of service in A.P.S.R.T.C in total (All Regions) and counting the present regions services of 12 years for 12 stagnation Increment/Special Grade as bad arbitrary, illegal, unjust and contrary to the Circulars and contrary to the Judgments of this Hon'ble court and consequently direct the respondents to effect the 12 years Stagnation Increment/Special Grade to the petitioner on completion of 12 years of service in the all the regions of the corporation .

Counsel for the Petitioner: MR.G.RAVI MOHAN

Counsel for the Respondents: P.RAJANI (SC FOR APSRTC) .

The Court made the following:

ORDER:

The petitioner contends that he has been working as a Driver in the respondent Corporation for more than 12 years and he is entitled for stagnation increment as per the Circular of the respondent Corporation vide No.PD-65/1989, dated 03.05.1989.

2. If it is a fact that the petitioner completed 12 years of service, the respondent is directed to pass appropriate orders regarding the release of the Selection Grade Scale Stagnation increment to the petitioner, keeping in view the Judgment of a Division Bench of this Court in Writ Appeal No.1301 of 2000 dated 29.10.2002, within a period of two months from the date of receipt of a copy of this order and communicate the same to the petitioner.

3. The Writ Petition is, accordingly, disposed of. No order as to costs.

dsr

ASSISTANT REGISTRAR

To:

1. The Regional Manager, APSRTC,

Khammam Region, Khammam District

2. The Depot Manager, APSRTC,

Sathupally Bus Depot, Khammam District

3. Two CD copies.